

House File 628

H-1332

1 Amend House File 628 as follows:

2 1. Page 1, line 31, by striking <403.19, subsection
3 2,> and inserting <403.19>

4 2. Page 2, line 15, by striking <403.19, subsection
5 2,> and inserting <403.19>

6 3. By striking page 2, line 30, through page 4,
7 line 34, and inserting:

8 <Sec. _____. Section 403.17, subsection 5, Code 2015,
9 is amended to read as follows:

10 5. "*Blighted area*" means:

11 a. For an urban renewal area established before
12 the effective date of this Act, an area of a
13 municipality within which the local governing body
14 of the municipality determines that the presence
15 of a substantial number of slum, deteriorated, or
16 deteriorating structures; defective or inadequate
17 street layout; faulty lot layout in relation to size,
18 adequacy, accessibility, or usefulness; insanitary
19 or unsafe conditions; deterioration of site or other
20 improvements; diversity of ownership, tax or special
21 assessment delinquency exceeding the fair value of the
22 land; defective or unusual conditions of title; or the
23 existence of conditions which endanger life or property
24 by fire and other causes; or any combination of these
25 factors; substantially impairs or arrests the sound
26 growth of a municipality, retards the provision of
27 housing accommodations, or constitutes an economic or
28 social liability and is a menace to the public health,
29 safety, or welfare in its present condition and use. A
30 disaster area referred to in section 403.5, subsection
31 7, constitutes a "*blighted area*". "*Blighted area*" does
32 not include real property assessed as agricultural
33 property for purposes of property taxation.

34 b. For an urban renewal area established on or
35 after the effective date of this Act, an area of a
36 municipality within which the local governing body
37 of the municipality determines that the presence
38 of a substantial number of slum, deteriorated,
39 or deteriorating structures; insanitary or
40 unsafe conditions; deterioration of site or other
41 improvements; or the existence of conditions which
42 endanger life or property by fire and other causes;
43 or any combination of these factors; substantially
44 impairs or arrests the sound growth of a municipality,
45 retards the provision of housing accommodations, or
46 constitutes an economic or social liability and is a
47 menace to the public health, safety, or welfare in its
48 present condition and use. A disaster area referred to
49 in section 403.5, subsection 7, constitutes a "*blighted*
50 area". "*Blighted area*" does not include real property

1 assessed as agricultural property for purposes of
2 property taxation.

3 Sec. ____ . NEW SECTION. 403.18A Urban renewal area
4 duration — limitations.

5 1. An urban renewal area in existence on the
6 effective date of this Act for which an ordinance
7 providing for a division of revenue under section
8 403.19 was adopted before the effective date of this
9 Act and that is not limited in duration under section
10 403.17, subsection 10, section 403.19, subsection 3A,
11 or section 403.22, subsection 5, shall be subject to
12 the duration limitation in subsection 2.

13 2. a. For an urban renewal area described in
14 subsection 1, the urban renewal area, including
15 all applicable urban renewal plans, projects, and
16 ordinances providing for a division of revenue, shall
17 continue in effect under this chapter, until such
18 time that the urban renewal area is dissolved by the
19 municipality or until the urban renewal area terminates
20 under the conditions of this section, whichever occurs
21 first. The municipality may continue to incur or issue
22 additional costs or indebtedness for such urban renewal
23 area, including loans, advances, and bonds that qualify
24 for payment from the special fund created in section
25 403.19, on or after the effective date of this Act and
26 until dissolution or termination of the urban renewal
27 area.

28 b. (1) For an urban renewal area described in
29 subsection 1 that is based on a finding that the
30 area is an economic development area and that no part
31 contains slum or blighted conditions, the urban renewal
32 area, including all applicable urban renewal plans,
33 projects, and ordinances providing for a division of
34 revenue, shall terminate and be of no further force and
35 effect on July 1, 2035.

36 (2) For an urban renewal area described in
37 subsection 1 that is based on a finding that all or a
38 part of the area contains slum or blighted conditions,
39 the urban renewal area, including all applicable urban
40 renewal plans, projects, and ordinances providing for
41 a division of revenue, shall terminate and be of no
42 further force and effect on July 1, 2040.

43 3. The department of management shall adopt rules
44 pursuant to chapter 17A necessary to implement and
45 administer this section.

46 Sec. ____ . Section 403.19, Code 2015, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 3A. a. Except as otherwise
49 provided in paragraph "b" or section 403.22, an
50 ordinance providing for a division of revenue under

1 this section that is adopted on or after the effective
2 date of this Act shall be limited to twenty years from
3 the calendar year following the calendar year in which
4 the municipality first certifies to the county auditor
5 the amount of any loans, advances, indebtedness,
6 or bonds that qualify for payment from the division
7 of revenue provided for in this section. The urban
8 renewal area, including all applicable urban renewal
9 plans, projects, and ordinances, shall terminate
10 and be of no further force and effect following the
11 twenty-year period provided in this subsection.
12 *b.* An ordinance providing for a division of revenue
13 under this section that is adopted on or after the
14 effective date of this Act for an urban renewal area
15 that contains slum or blighted conditions shall be
16 limited to twenty-five years from the calendar year
17 following the calendar year in which the municipality
18 first certifies to the county auditor the amount of any
19 loans, advances, indebtedness, or bonds that qualify
20 for payment from the division of revenue provided
21 in this section. The urban renewal area, including
22 all applicable urban renewal plans, projects, and
23 ordinances, shall terminate and be of no further force
24 and effect following the twenty-five-year period
25 provided in this subsection.>
26 4. Title page, by striking lines 4 and 5 and
27 inserting <the use of divided revenues, modifying the
28 conditions for establishing certain urban renewal
29 areas, imposing duration limits on certain urban
30 renewal areas, and including>
31 5. By renumbering as necessary.

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